

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

400A0781

HOUSE STATE AFFAIRS COMMITTEE

ENGROSSED NO. **HB1275** - 2/18/97

Introduced by: The Committee on State Affairs at the request of the Governor

1 FOR AN ACT ENTITLED, An Act to provide for certain provisions relating to the sale of state-
2 owned land.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 10-4 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Any real property owned by the State of South Dakota which is subsequently transferred or
7 conveyed, except real property which is transferred or conveyed to the United States or to any
8 political subdivision as part of a land exchange, shall be conveyed subject to the following
9 covenant, which covenant shall run with the land and be stated and made part of the sale or
10 transfer:

11 "The real property shall at all times remain subject to ad valorem taxation and the real
12 property or the value of the real property shall at all times be entered in the list of taxable
13 property for purposes of ad valorem taxation. No claim of exemption is valid for any purpose
14 except for real property or any interest therein conveyed or transferred to the United States, the
15 State of South Dakota or its political subdivisions, or real property used exclusively for

1 agricultural and horticultural societies, for school, religious, cemetery and charitable purposes,
2 or real property acquired and used exclusively for public highway purposes. Acceptance of this
3 conveyance or any subsequent conveyance constitutes an acceptance of all of the terms and
4 conditions of this covenant and waiver of any claim of exemption from ad valorem taxation
5 except as otherwise provided in this covenant. This covenant runs with the land and is binding
6 upon all grantees, and the heirs, personal representatives, successors and assigns of all grantees.
7 A violation of this covenant may be remedied by any proceeding at law or in equity."

1 **BILL HISTORY**

2 2/4/97 First read in House and referred to State Affairs. H.J. 298

3 2/10/97 Scheduled for Committee hearing on this date.

4 2/10/97 Deferred to another day. H.J. 377

5 2/12/97 Scheduled for Committee hearing on this date.

6 2/14/97 Scheduled for Committee hearing on this date.

7 2/14/97 Deferred to another day. H.J. 482

8 2/15/97 Scheduled for Committee hearing on this date.

9 2/15/97 State Affairs Do Pass Amended, AYES 7, NAYS 6. H.J. 506